

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6449**

**BILL NUMBER:** HB 1131

**NOTE PREPARED:** Dec 11, 2012

**BILL AMENDED:**

**SUBJECT:** Candidate Qualifications.

**FIRST AUTHOR:** Rep. Brown C

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:** X GENERAL  
DEDICATED  
FEDERAL

**IMPACT:** State & Local

**Summary of Legislation:** *Certification as 'Not a Defeated Candidate'* - The bill provides that a person who is defeated: (1) in a primary election; or (2) as a candidate for nomination at a convention or by a caucus to fill an early or late ballot vacancy; is not eligible to become a candidate for any office in the next general or municipal election. The bill requires a person filing: (1) a declaration of intent to be a write-in candidate; or (2) a petition for nomination as an independent or minor political party candidate; to certify that the person is not a defeated candidate for any office on the ballot for the election for which the person is filing to be a write-in or petition candidate.

*Repealer-* The bill repeals provisions that allow a defeated candidate to be appointed to fill a vacancy on the ballot for the next general or municipal election by the political party with which the person is affiliated as a candidate.

**Effective Date:** July 1, 2013.

**Explanation of State Expenditures:** *Certification as 'Not a Defeated Candidate'* - This provision would require certain candidates for a federal, state, legislative, prosecutor, or judge's office to file additional paperwork that certifies the candidate is not a defeated candidate. The Election Division would require additional work time to verify that such a candidate is indeed not a defeated candidate for purposes of the bill.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** *Certification as 'Not a Defeated Candidate'* - This provision would

require candidates for a local office, state convention delegate, or precinct committeeman to submit additional paperwork that declares the candidate is not a defeated candidate. The county election board of jurisdiction would require additional work time to verify that such candidates are indeed not considered defeated for the purposes of the bill.

**Explanation of Local Revenues:**

**State Agencies Affected:** Election Division.

**Local Agencies Affected:** County election boards.

**Information Sources:**

**Fiscal Analyst:** Chris Baker, 317-232-9851.